IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 5976 OF 2007

Kavita Rajiv Zaveri & Ors... ....Petitioners
V/s
Bharati Bipin Shah ....Respondent.

Mrs.Minal M. Doshi, Adv. For the petitioners.

Mr.M.P.Vashi i/by Mrs.Meena Sangoi for respondent.

CORAM: A.P.DESHPANDE, J.
17/8/07

PC:

Suit for perpetual injunction was instituted by the wife against the husband and the step-daughters being defendant Nos. 2 to 4. The plaintiff was apprehending forcible dispossession at the hands of defendants. It is undisputed that the plaintiff and her minor daughter have been staying in matrimonial house. Within few days of filing of the petition the husband Bipin Shah expired. However he is said to have executed a Gift Deed in favour of present petitioners in regard to the matrimonial flat. The Family Court has granted temporary injunction in favour of the plaintiff with a view to protect the plaintiff from being evicted without following dues process of law. Perused the order. Same does not call for interference. Hence writ petition is summarily dismissed.

17.8.07